

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Paul B. Fisher Examiner : Jon E. Angell
Serial No. : 10/783,571 Confirmation No. : 2603
Filed : 02/20/2004 Group Art Unit : 1635
For : Combinatorial Methods For Inducing Cancer Cell Death

CORRECTION OF ENTITY STATUS AND REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This submission is a request to correct the entity status of the above-referenced application from large entity to small entity. On February 20, 2004, the application was filed with the United States Patent & Trademark Office with a claim for small entity status on the Fee Transmittal (Exhibit 1). Specifically, the box labeled "Applicant claims small entity status" was checked and a filing fee of \$385.00 was authorized to be charged to Deposit Account 02-4377.

MPEP § 409.03 states that "the payment, by any party of the exact amount of one of the small entity basic filing fees set forth in §§ 1.16(a), 1.16(b), 1.16(c), 1.16(d), 1.16(e), or the small entity basic national filing fee set forth in § 1.492(a), will be treated as a written assertion of entitlement to small entity." Therefore, Applicant submits that the application has always been entitled to small entity status.

Applicant therefore requests a refund of the difference between the large entity and small entity fees deducted from Deposit Account 02-4377 from September 28, 2007 to present pursuant to 37 C.F.R. § 1.26. The deducted fee is itemized in the following table:

Date	Application No.	Docket No.	Fee Code	Amount Paid
08/17/07	10783571	A34466-A-PCT- USA-A	1501	\$1,400.00

A copy of the August 2007 Deposit Account monthly statement showing this charge is enclosed.

Applicant requests that the refund of \$700.00 be credited to Deposit Account 02-4377 upon grant of the petition.

Applicant believes no fee is due in connection with this submission. If any additional fee is due, or if any overpayment has been made, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377.

Respectfully submitted,

BAKER BOTTS L.L.P.



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212-408-2500

September 28, 2007
Date



**United States
Patent and
Trademark Office**



Deposit Account Statement

Requested Statement Month: August 2007
Deposit Account Number: 024377
Name: BAKER & BOTTS LLP
Attention: ACCOUNTING DEPARTMENT
Street Address 1: 30 ROCKEFELLER PLAZA
Street Address 2: 44TH FLOOR
City: NEW YORK
State: NY
Zip: 10112
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	2309	5369929	070015.0101	8021	\$40.00	\$76,501.36
08/01	2354	10444743	A35835 074224.0111	1801	\$790.00	\$75,711.36
08/01	2494	09933115	A34466 (070050.1618)	2051	\$65.00	\$75,646.36
08/01	2771	09933115	070050.1618	8021	\$40.00	\$75,606.36
08/01	2807	6890637	070015.0101	8021	\$40.00	\$75,566.36
08/01	4575	11188182	075708.0103	2501	\$700.00	\$74,866.36
08/01	4576	11188182	075708.0103	1504	\$300.00	\$74,566.36
08/01	5413	60953131	070050.3398	2005	\$100.00	\$74,466.36
08/01	11891	11664193	077375.0455	1617	\$130.00	\$74,336.36
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08/02	14450	29282927	070929.0138	1012	\$200.00	\$74,096.36
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08/02	15166	10085837	AP34069-070050.1929	2501	\$700.00	\$73,166.36
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08/02	11	PCT/US07/70963	070121.0714	1602	-\$1,000.00	\$73,786.36
08/02	12	PCT/US07/70963	070121.0714	1702	-\$1,086.00	\$74,872.36
08/02	13	PCT/US07/70963	070121-0714	1701	\$1,008.00	\$73,864.36
08/02	14	PCT/US07/70963	070121-0714	1603	\$300.00	\$73,564.36
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08/07	81	11611532	073513.0113	2051	\$65.00	\$62,149.36
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08/13	2189	60955193	078529.0104	2005	\$100.00	\$55,164.36
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08/17	15082	11839985	077350.0159	2311	\$100.00	\$38,570.36
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08/17	19518	10783571	A34466-A-PCT-USA-A	1501	\$1,400.00	\$36,398.36
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08/22	1742	11131128	A36250 (070483.0256)	1252	\$450.00	\$27,628.36
08/22	1875	77260795	077941.0106.03357	7001	\$325.00	\$27,303.36
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08/22	3391	11765196	078287.0105	8021	\$40.00	\$27,133.36
08/22	37	60955194	077375.0485	1005	-\$200.00	\$27,333.36
08/22	38	60955194	077375.0485	2005	\$100.00	\$27,233.36
08/22	1	PCT/US07/70709	070457.2428	1702	-\$1,086.00	\$28,319.36
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08/22	15	11697579	070050.3292	1051	-\$130.00	\$27,441.36
08/22	16	11697579	070050.3292	1252	-\$450.00	\$27,891.36
08/22	17	11697579	070050.3292	2051	\$65.00	\$27,826.36
08/22	18	11697579	070050.3292	2252	\$225.00	\$27,601.36
08/22	20	11697573	070050.3291	1051	-\$130.00	\$27,731.36
08/22	21	11697573	070050.3291	1252	-\$450.00	\$28,181.36
08/22	22	11697573	070050.3291	2051	\$65.00	\$28,116.36
08/22	23	11697573	070050.3291	2252	\$225.00	\$27,891.36
08/22	10590	1443017	070430.0106.03357	8521	\$40.00	\$27,851.36
08/22	10665	76505406	074939.0104.03357	7004	\$300.00	\$27,551.36
08/22	12159	7241464	072819.0140	8021	\$40.00	\$27,511.36
08/22	12245	77261578	077903.0111.03357	7001	\$325.00	\$27,186.36
08/22	12267	77261580	077903.0109.03357	7001	\$325.00	\$26,861.36
08/22	12295	77261582	077903.0110.03357	7001	\$325.00	\$26,536.36
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08/23	1968	1886676	072028.0111.03357	8521	\$40.00	\$26,296.36
08/23	1969	1886676	072028.0111.03357	8522	\$50.00	\$26,246.36
08/23	2044	75526689	065534.0102.03372	7003	\$100.00	\$26,146.36
08/23	3053	90008173	518852800700	1821	\$600.00	\$25,546.36
08/23	3054	90008173	518852800700	1822	\$7,950.00	\$17,596.36
08/23	10	11837318	077412.0186	1111	\$500.00	\$17,096.36
08/23	11896	10911464	071838.0146	8021	\$40.00	\$17,056.36
08/23	34	11781512	070050.2736	2202	\$25.00	\$17,031.36
08/23	13242	10274717	A32699-B 070015.0190	1401	\$500.00	\$16,531.36
08/24	1	11031258	070050.2741	1814	\$130.00	\$16,401.36
08/24	871	10592067	077470.0291	8021	\$40.00	\$16,361.36
08/24	1024	5919731	072886.0102	8021	\$40.00	\$16,321.36
08/24	1147	11483823	074752.0126	2252	\$225.00	\$16,096.36
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08/24	2649	10336336	AP34918-070457.1282	1401	\$500.00	\$15,416.36
08/24	4384	PCT/US07/76671	003168.0546	1601	\$300.00	\$15,116.36
08/24	4385	PCT/US07/76671	003168.0546	1602	\$1,000.00	\$14,116.36
08/24	4386	PCT/US07/76671	003168.0546	1701	\$1,008.00	\$13,108.36
08/24	4387	PCT/US07/76671	003168.0546	1703	\$84.00	\$13,024.36
08/24	4388	PCT/US07/76671	003168.0546	8007	\$20.00	\$13,004.36
08/24	4497	11844235	003168.0546	1011	\$300.00	\$12,704.36
08/24	4498	11844235	003168.0546	1111	\$500.00	\$12,204.36
08/24	4499	11844235	003168.0546	1311	\$200.00	\$12,004.36
08/24	8756	5305569	070015.0101	8021	\$40.00	\$11,964.36
08/24	9028	60947266	077470.0305	1052	\$50.00	\$11,914.36

08/27	189	11844607	078287.0107	1011	\$300.00	\$11,614.36
08/27	190	11844607	078287.0107	1111	\$500.00	\$11,114.36
08/27	191	11844607	078287.0107	1311	\$200.00	\$10,914.36
08/27	1385	10648712	A35499	1251	\$120.00	\$10,794.36
08/27	1386	10648712	A35499	1801	\$790.00	\$10,004.36
08/27	1488	PCT/US07/76754	078021.0112	1601	\$300.00	\$9,704.36
08/27	1489	PCT/US07/76754	078021.0112	1602	\$1,000.00	\$8,704.36
08/27	1490	PCT/US07/76754	078021.0112	1701	\$1,008.00	\$7,696.36
08/27	1491	PCT/US07/76754	078021.0112	1703	\$204.00	\$7,492.36
08/27	1492	PCT/US07/76754	078021.0112	8007	\$60.00	\$7,432.36
08/27	8957	75810802	070977.0506.03357	7004	\$600.00	\$6,832.36
08/27	99	10485126	A36122 PCT USA	1801	\$790.00	\$6,042.36
08/27	100	10485126	A36122 PCT USA	1252	\$450.00	\$5,592.36
08/27	9052	78670325	073518.0161.03357	7004	\$300.00	\$5,292.36
08/27	32	PAYMENT		9203	-\$100,000.00	\$105,292.36
08/28	3	60856706	070050.3213	1807	\$50.00	\$105,242.36
08/28	8004	77092271	068728.1840	7001	\$325.00	\$104,917.36
08/28	11016	10449163	AP32735-R	1501	\$1,400.00	\$103,517.36
08/29	902	11846088	070050.3403	1011	\$300.00	\$103,217.36
08/29	903	11846088	070050.3403	1111	\$500.00	\$102,717.36
08/29	904	11846088	070050.3403	1311	\$200.00	\$102,517.36
08/29	905	11846088	070050.3403	1201	\$400.00	\$102,117.36
08/29	1315	11013979	AP35921	1252	\$450.00	\$101,667.36
08/29	2684	10776333	077350.0136	2253	\$510.00	\$101,157.36
08/29	3091	10333030	33356-PCT-US-070050.2280	2251	\$60.00	\$101,097.36
08/29	9133	10868085	A36268	1501	\$1,400.00	\$99,697.36
08/29	9134	10868085	A36268	1504	\$300.00	\$99,397.36
08/30	36	10473961	A36022-PCT-USA074224.0120	1253	\$1,020.00	\$98,377.36
08/30	37	10473961	A36022-PCT-USA074224.0120	1801	\$790.00	\$97,587.36
08/30	926	78265145	072410.0102	7004	\$300.00	\$97,287.36
08/30	2469	77009228	070544.0202	7003	\$100.00	\$97,187.36
08/30	3606	10786681	A34446-A-PCT-USA-AA	1806	\$180.00	\$97,007.36
08/30	4450	60968803	070050.3404	2005	\$100.00	\$96,907.36
08/30	8630	2169269	072811.0202	7205	\$100.00	\$96,807.36
08/30	8631	2169269	072811.0202	7201	\$400.00	\$96,407.36
08/30	11149	11009873	077375.0103	8021	\$40.00	\$96,367.36
08/30	11189	11009769	077375.0104	8021	\$40.00	\$96,327.36
08/30	11216	11009840	077375.0105	8021	\$40.00	\$96,287.36
08/31	6879	11542050	071986.0275	2253	\$510.00	\$95,777.36
08/31	1	PCT/US07/72670	077470.0307	1702	-\$1,086.00	\$96,863.36
08/31	2	PCT/US07/72670	077470.0307	1701	\$1,008.00	\$95,855.36
08/31	137	78439805	687/200	6004	\$150.00	\$95,705.36
08/31	13907	77269375	006910.0001	7001	\$325.00	\$95,380.36
08/31	14298	11678396	070050.3255	8021	\$40.00	\$95,340.36
08/31	15100	11678396	070050.3255	2051	\$65.00	\$95,275.36
08/31	15101	11678396	070050.3255	2254	\$795.00	\$94,480.36

START

SUM OF

SUM OF

END

BALANCE	CHARGES	REPLENISH BALANCE
\$76,541.36	\$89,265.00	\$107,204.00 \$94,480.36

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